IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL WRIT PETITION NO. 4881 OF 2006.

Bhagwandas Shaligram Kasat ..Petitioner
V/s
Janseva Shikshan Mandal
College and Ors. ..Respondents.

Ms.Betty D'Souz for Shri M.P.Vashi i/b M/sM.P.Vashi & Associates for petitioner.

Shri R.S. Apte with Shri A.G. Garge for repsondent No.2.

Mrs. M.P.Thakur,AGP for respondent No.4.

CORAM : B.H. MARLAPALLE &
J.H. BHATIA, JJ.

DATE : 11TH DECEMBER, 2006.

P.C.

. The petitioner is a highly qualified person and in fact he holds Ph.D. degree in Education. The grievance raised in this petition is regarding the arrears of salary and service increment from 2/9/1993 to 15/6/1999.

2. Admittedly, the petitioner retired from service on 31/5/2002 and filed this petition on 11th July, 2006 i.e. after 4 years. In addition, for the grievances

raised in this petition he never submitted any representation to the respondent Management or the State authorities till he retired on 31/5/2002. At the same time, he resigned from the respondent No.1 College and was not in their service from 16/6/1999.

3. This petition, therefore, suffers from delay and latches and we do not find any reason to entertain such petition. However, if he believes that the salary was not paid by the respondent no.1, College as per the rule prevailing at the relevant time, he may submit a representation to the Joint Director, Higher Education, Mumbai Region, Mumbai and if such a representation is submitted within a period of 4 weeks from today, we direct the said authority to consider the same as per law, expeditiously.

4. Save and except the above directions the petition is rejected. A copy of this writ be forwarded to the Joint Director, Higher Education Mumbai Region forthwith.

(J.H. BHATIA, J.) **(B.H. MARLAPALLE, J.)**